

1 **DECLARATION OF CONTINUATION-IN-PART FOR PATENT APPLICATION**

2 As a below named inventor, I hereby declare that:

3 My residence, post office address and citizenship are as stated below  
4 next to my name.

5 I believe I am the original, first and joint inventor of the subject matter  
6 which is claimed and for which a patent is sought on the invention entitled:  
7 Phase Change Ink Formulation Containing a Combination of a Urethane  
8 Resin, a Mixed Urethane/Urearesin, a Mono-Amide and a Polyethylene Wax,  
9 the specification of which is attached hereto.

10 This application in part discloses and claims subject matter disclosed in  
11 my earlier filed which is a continuation-in-part of U.S. Patent Application  
12 Serial No. 09/013,410, filed January 26, 1998; which is a continuation-in-part  
13 application of U.S. Patent Application Serial No. 08/672,815 filed on  
14 June 28, 1996, now U.S. patent No. 5,830,942. This application is also a  
15 continuation in part of U.S. Patent Application Serial No. 09/078,190, filed  
16 May 13, 1998, which is a continuation-in-part application of U.S. Patent  
17 Application Serial No. 08/672,816 filed on June 28, 1996.

18 I hereby state that I have reviewed and understand the contents of the  
19 above identified specification, including the claims.

20 I hereby claim benefit under Title 35, United States Code, §120 in  
21 connection with said earlier filed application;  
22

09654735.090500

1 I acknowledge the duty to disclose information known to me to be  
2 material to patentability as defined in Title 37, Code of Federal Regulations  
3 §1.56, including any such information which became available between the  
4 filing date of the prior application and the national or PCT international filing  
5 date of this application.

6 As to the subject matter of this application, which is common to said  
7 earlier application, I do not know and do not believe that the same was ever  
8 known or used in the United States of America before our invention thereof  
9 or patented or described in any printed publication in any country before our  
10 invention thereof, or more than one year prior to said earlier application, or  
11 in public use or on sale in the United States of America more than one year  
12 prior to said earlier application;

13 The common subject matter has not been patented or made the subject  
14 of an inventor's certificate issued before the date of said earlier application  
15 in any country foreign to the United States of America on an application filed  
16 by me or my legal representatives or assigns more than twelve months prior  
17 to said earlier application; and

18 As to applications for patents or inventor's certificate on the common  
19 subject matter filed in any country foreign to the United States of America,  
20 prior to said earlier application by me or my legal representatives or assigns,  
21 no such applications have been filed.  
22

005060-5275960

1 As to the subject matter of this application which is not common to  
2 said earlier application, I do not know and do not believe that the same was  
3 ever known or used in the United States of America before our invention  
4 thereof or patented or described in any printed publication in any country  
5 before our invention thereof, or more than one year prior to this application,  
6 or in public use or on sale in the United States of America more than one  
7 year prior to this application;

8 Said non-common subject matter has not been patented or made the  
9 subject of an inventor's certificate issued before the date of this application  
10 in any country foreign to the United States of America on an application filed  
11 by me or my legal representatives or assigns more than twelve months prior  
12 to this application; and

13 As to applications for patents or inventor's certificate on the invention  
14 filed in any country foreign to the United States of America prior to this  
15 application by me or my legal representatives or assigns, no such applications  
16 have been filed.

17  
18 **POWER OF ATTORNEY:**

19 As a named Inventor, I hereby appoint the following attorney(s) and/or  
20 agent(s) to prosecute this application and transact all business in the Patent  
21 and Trademark Office connected therewith: David P. Roberts, Reg. No.  
22 23,032; Randy A. Gregory, Reg. No. 30,386; Mark S. Matkin, Reg. No. 32,268;

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8 Direct all communications to Bernard Berman, at WELLS, ST. JOHN,  
9 ROBERTS, GREGORY & MATKIN P.S., 601 W. First Avenue, Suite 1300,  
10 Spokane, WA 99201-3828. Telephone: (509) 624-4276; (PTO Customer No.  
11 021567).

12 I hereby declare that all statements made herein of my own knowledge  
13 are true and that all statements made on information and belief are believed  
14 to be true; and further that these statements were made with the knowledge  
15 that willful false statements and the like so made are punishable by fine or  
16 imprisonment, or both, under Section 1001 of Title 18 of the United States  
17 Code and that such willful false statement may jeopardize the validity of the  
18 application or any patent issued therefrom.

005060-524590

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SEQREQ  
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CDCHECK  
Disk Review Checklist  
9/15/03